

UNITED STATES DISTRICT COURT  
NORTHERN DISTRICT OF NEW YORK

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ELIZABETH BAEZ, *on behalf of* D.J.,

Plaintiff,

-v-

6:13-CV-142  
(DNH/TWD)

CAROLYN W. COLVIN,  
COMMISSIONER OF SOCIAL SECURITY,

Defendant.

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APPEARANCES:

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Attorneys for Plaintiff  
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OFFICE OF GENERAL COUNSEL  
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Northern District of New York  
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James T. Foley U.S. Courthouse  
Albany, NY 12207

DAVID N. HURD  
United States District Judge

OF COUNSEL:

LOUISE MARIE TARANTINO, ESQ.

STEPHEN P. CONTE, ESQ.  
Chief Counsel, Region II

TOMASINA DIGRIGOLI, ESQ.  
Special Ass't U.S. Attorney

### **DECISION and ORDER**

Plaintiff Elizabeth Baez filed this action on behalf of D.J., a child, seeking judicial review of a final decision of the Commissioner of Social Security denying her application for disability insurance benefits and supplemental security income for D.J. under the Social Security Act. By Report-Recommendation dated March 11, 2014, the Honorable Thérèse Wiley Dancks, United States Magistrate Judge, recommended that the matter be remanded to the Commissioner for further proceedings consistent with the Report-Recommendation. No objections to the Report-Recommendation were filed.

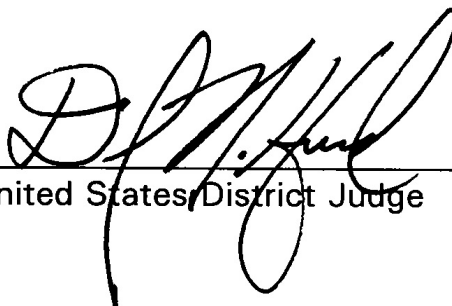
Based upon a careful review of the entire file and the recommendations of the Magistrate Judge, the Report-Recommendation is accepted in whole. See 28 U.S.C. § 636(b)(1).

Accordingly, it is

ORDERED that

1. The Commissioner's decision is VACATED; and
2. This matter is REMANDED to the Commissioner pursuant to sentence four of 42 U.S.C. § 405(g) for further administrative proceedings consistent with the Report-Recommendation.

IT IS SO ORDERED.

  
United States District Judge

Dated: March 31, 2014  
Utica, New York.